


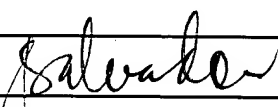
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PTO/SB/21 (09-04)

ORIGINAL TRANSMITTAL FORM AUG 03 2005 (to be used for all correspondence after initial filing)	Application Number	08/988,246
	Filing Date	December 1, 1997
	First Named Inventor	Raoux, Sebastien
	Art Unit	1763
	Examiner Name	Rudy Zervigon
	Attorney Docket Number	1771X2T19930
Total Number of Pages in This Submission		11

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Return Postcard Communication Copies of Terminal Disclaimer as filed including the return receipt postcard
Remarks: The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Townsend and Townsend and Crew LLP		
Signature			
Printed name	Chun-Pok Leung		
Date	August 1, 2005	Reg. No.	41,405

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Signature			
Typed or printed name	Joy Salvador	Date	August 1, 2005



In re application of:

SEBASTIEN RAOUX et al.

Application No.: 08/988,246

Filed: December 1, 1997

For: METHOD AND APPARATUS
FOR MONITORING AND
ADJUSTING CHAMBER
IMPEDANCE

Examiner: Rudy Zervigon

Art Unit: 1763

COMMUNICATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to the Decision on Appeal dated July 6, 2005, "technically" sustaining only the obviousness-type double patenting rejections, Applicants respectfully request reconsideration of the present application for the reasons set forth below.

Claims 3-6, 11-14, 16, 19, 20, 23, 24, and 26-30 are rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-5 of U.S. Patent No. 6,098,568 in view of Patrick et al.

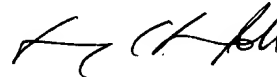
Claims 3-6, 11-14, 16, 19, 20, 23, 24, and 26-30 are rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-6 of U.S. Patent No. 6,041,734 in view of Patrick et al.

As stated in the Appellant's Brief filed on February 5, 2004, at page 2, under Status of Amendments, a terminal disclaimer was filed on January 9, 2004 to overcome the rejections under the judicially created doctrine of obviousness-type double patenting. A copy of the terminal disclaimer as filed on January 9, 2004 is attached herewith.

In view of the foregoing, Applicants respectfully request that the judicially created doctrine of obviousness-type double patenting rejections be withdrawn. Applicants believe all claims now pending in this Application are in condition for allowance. The issuance of a formal Notice of Allowance at an early date is respectfully requested.

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 650-326-2400.

Respectfully submitted,



Chun-Pok Leung
Reg. No. 41,405

TOWNSEND and TOWNSEND and CREW LLP
Tel: (415) 576-0200
Fax: (415) 576-0300
RL
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